

04-21-03

3738



Box Reissue		Application Number	09/473,196
TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Filing Date	December 13, 1999
		Confirmation Number	9700
		Inventor(s)	SANDERS
		Group Art Unit	3738
Express Mail Label No.: EV 196252054 US		Examiner	Isabella, D.
Total Number of Pages in This Submission:	19	Attorney Docket No.	88-01 C2D1C1RE

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form (submit in duplicate) <input type="checkbox"/> Fee Attached \$ Check No.: 	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Cover Sheet <input type="checkbox"/> Drawing Change Authorization Request and Amended Figure(s) <input type="checkbox"/> Request for Return of PTO-1449 Forms <input type="checkbox"/> Petition to the Commissioner <input type="checkbox"/> To Convert a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Address <input type="checkbox"/> Terminal Disclaimer(s) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Certificate of Mailing by Express Mail	<input type="checkbox"/> Issue fee Transmittal Form PTOL-85(b) + (c) and Cover Sheet <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Request for Continued Examination (RCE) <input type="checkbox"/> Status Request Letter <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund <input type="checkbox"/> Response to Missing Parts / Incomplete Application
<input checked="" type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits / Declaration(s)	<input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Form PTO-1449 <input type="checkbox"/> Cited References <input type="checkbox"/> Search report	
<input type="checkbox"/> Drawing(s): Number of Pages _____ Number of Figs. _____ and cover sheet <input type="checkbox"/> Formal <input type="checkbox"/> Informal	<input type="checkbox"/> Other Enclosure(s): _____	<div style="text-align: center; border: 1px solid black; padding: 5px;"> RECEIVED APR 25 2003 </div>

Current Due Date: April 18, 2003 (two months extended)

TECHNOLOGY CENTER R3700

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Individual and Company	Michael W. Haas, Reg. No. 35,174 RESPIRONICS, Inc., 1010 Murry Ridge Lane, Murrysville PA, 15668
Signature	<i>Michael W. Haas</i>
Date	April 18, 2003

CERTIFICATE OF MAILING	
I hereby certify that this correspondence and all enclosures are being deposited with the United States Postal Service with sufficient postage as "Express Mail Post Office to Addressee" in an envelope addressed to: Commissioner for Patents, Box Reissue, Washington, D.C. 20231 on this date: <u>April 18, 2003</u> , Express Mail Label No. <u>EV 196252054 US</u> .	
Typed Name	Michael W. Haas, Reg. No. 35,174
Signature	<i>Michael W. Haas</i>
Date	April 18, 2003



Certificate of Mailing by "Express Mail"

EV 196252054 US

"Express Mail" label number

April 18, 2003

Date of Deposit

RECEIVED

APR 25 2003

TECHNOLOGY CENTER RS700

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above and is addressed to:

Commissioner for Patents, Box Reissue, Washington, D.C. 20231.

Michael W. Haas

Signature of person mailing correspondence

Michael W. Haas

Typed or printed name of person mailing correspondence

Note: Each paper must have its own certificate of mailing by "Express Mail".

APR 18 2003

FEE TRANSMITTAL

(Effective 01/01/2003)

Application Number 09/473,196

Filing Date December 13, 1999

First Named Inventor SANDERS

Confirmation Number 9700

Group Art Unit 3738

"Express Mail" Label No. EV 196252054 US

Examiner's Name Isabella

TOTAL AMOUNT OF PAYMENT \$ 410.00

Attorney Docket No. 88-01 C2D1C1RE

RECEIVED
APR 25 2003
TECHNOLOGY CENTER R0700

METHOD OF PAYMENT				FEE CALCULATION (continued)																																																																																																																																																																																					
1. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number <u>50-0558</u> Deposit Account Name <u>Respironics, Inc.</u> <input checked="" type="checkbox"/> Charge any additional fee required under 37 C.F.R. §§ 1.16, 1.17 and 1.20 <input type="checkbox"/> Charge the Issue Fee set forth in 37 C.F.R. § 1.18				3. ADDITIONAL FEES																																																																																																																																																																																					
2. <input type="checkbox"/> Payment Enclosed: Check (Check No. <u> </u>)				<table border="1" style="width:100%; border-collapse: collapse;"> <thead> <tr> <th>Large Fee Code</th> <th>Entity Fee (\$)</th> <th>Small Fee Code</th> <th>Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or declaration</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or or cover sheet</td><td></td></tr> <tr><td>1811</td><td>100</td><td>1811</td><td>100</td><td>Certificate of Correction</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>For filing a request for reexamination</td><td></td></tr> <tr><td>576</td><td>25</td><td>576</td><td>25</td><td>Additional filing receipt, duplicate or corrected due to applicant error</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1,840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>110</td><td>2251</td><td>55</td><td>Extension for response within first month</td><td></td></tr> <tr><td>1252</td><td>410</td><td>2252</td><td>205</td><td>Extension for response within second month</td><td>410.00</td></tr> <tr><td>1253</td><td>930</td><td>2253</td><td>465</td><td>Extension for response within third month</td><td></td></tr> <tr><td>1254</td><td>1,450</td><td>2254</td><td>725</td><td>Extension for response within fourth month</td><td></td></tr> <tr><td>1255</td><td>1,970</td><td>2255</td><td>985</td><td>Extension for response within fifth month</td><td></td></tr> <tr><td>1401</td><td>320</td><td>2401</td><td>160</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>320</td><td>2402</td><td>160</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>280</td><td>2403</td><td>140</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>110</td><td>2452</td><td>55</td><td>Petition to revive unavoidably abandoned application</td><td></td></tr> <tr><td>1453</td><td>1,300</td><td>2453</td><td>650</td><td>Petition to revive unintentionally abandoned application</td><td></td></tr> <tr><td>1501</td><td>1,300</td><td>2501</td><td>650</td><td>Utility issue fee (or reissue)</td><td></td></tr> <tr><td>1502</td><td>470</td><td>2502</td><td>235</td><td>Design issue fee</td><td></td></tr> <tr><td>1814</td><td>110</td><td>2814</td><td>55</td><td>Statutory Disclaimer</td><td></td></tr> <tr><td>1460</td><td>130</td><td>1460</td><td>130</td><td>Petitions to the Commissioner</td><td></td></tr> <tr><td>1807</td><td>50</td><td>1807</td><td>50</td><td>Petitions related to provisional applications</td><td></td></tr> <tr><td>1806</td><td>180</td><td>1806</td><td>180</td><td>Submission of Information Disclosure Stmt</td><td></td></tr> <tr><td>8021</td><td>40</td><td>8021</td><td>40</td><td>Recording each patent assignment per property (times number of property)</td><td></td></tr> <tr><td>1809</td><td>750</td><td>2809</td><td>375</td><td>Filing a submission after final rejection (37 C.F.R. § 1.129(a))</td><td></td></tr> <tr><td>1801</td><td>750</td><td>2801</td><td>375</td><td>Request for Continued Examination</td><td></td></tr> <tr><td colspan="6">Other Fee (specify) _____</td></tr> <tr> <td colspan="4" style="text-align: right;">SUBTOTAL (1)</td> <td colspan="2" style="text-align: right;">\$</td> <td colspan="2" style="text-align: right;">SUBTOTAL (3)</td> <td style="text-align: right;">\$ 410.00</td> </tr> </tbody> </table>					Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid	1051	130	2051	65	Surcharge - late filing fee or declaration		1052	50	2052	25	Surcharge - late provisional filing fee or or cover sheet		1811	100	1811	100	Certificate of Correction		1812	2,520	1812	2,520	For filing a request for reexamination		576	25	576	25	Additional filing receipt, duplicate or corrected due to applicant error		1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action		1251	110	2251	55	Extension for response within first month		1252	410	2252	205	Extension for response within second month	410.00	1253	930	2253	465	Extension for response within third month		1254	1,450	2254	725	Extension for response within fourth month		1255	1,970	2255	985	Extension for response within fifth month		1401	320	2401	160	Notice of Appeal		1402	320	2402	160	Filing a brief in support of an appeal		1403	280	2403	140	Request for oral hearing		1451	1,510	1451	1,510	Petition to institute a public use proceeding		1452	110	2452	55	Petition to revive unavoidably abandoned application		1453	1,300	2453	650	Petition to revive unintentionally abandoned application		1501	1,300	2501	650	Utility issue fee (or reissue)		1502	470	2502	235	Design issue fee		1814	110	2814	55	Statutory Disclaimer		1460	130	1460	130	Petitions to the Commissioner		1807	50	1807	50	Petitions related to provisional applications		1806	180	1806	180	Submission of Information Disclosure Stmt		8021	40	8021	40	Recording each patent assignment per property (times number of property)		1809	750	2809	375	Filing a submission after final rejection (37 C.F.R. § 1.129(a))		1801	750	2801	375	Request for Continued Examination		Other Fee (specify) _____						SUBTOTAL (1)				\$		SUBTOTAL (3)		\$ 410.00
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																				
1051	130	2051	65	Surcharge - late filing fee or declaration																																																																																																																																																																																					
1052	50	2052	25	Surcharge - late provisional filing fee or or cover sheet																																																																																																																																																																																					
1811	100	1811	100	Certificate of Correction																																																																																																																																																																																					
1812	2,520	1812	2,520	For filing a request for reexamination																																																																																																																																																																																					
576	25	576	25	Additional filing receipt, duplicate or corrected due to applicant error																																																																																																																																																																																					
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action																																																																																																																																																																																					
1251	110	2251	55	Extension for response within first month																																																																																																																																																																																					
1252	410	2252	205	Extension for response within second month	410.00																																																																																																																																																																																				
1253	930	2253	465	Extension for response within third month																																																																																																																																																																																					
1254	1,450	2254	725	Extension for response within fourth month																																																																																																																																																																																					
1255	1,970	2255	985	Extension for response within fifth month																																																																																																																																																																																					
1401	320	2401	160	Notice of Appeal																																																																																																																																																																																					
1402	320	2402	160	Filing a brief in support of an appeal																																																																																																																																																																																					
1403	280	2403	140	Request for oral hearing																																																																																																																																																																																					
1451	1,510	1451	1,510	Petition to institute a public use proceeding																																																																																																																																																																																					
1452	110	2452	55	Petition to revive unavoidably abandoned application																																																																																																																																																																																					
1453	1,300	2453	650	Petition to revive unintentionally abandoned application																																																																																																																																																																																					
1501	1,300	2501	650	Utility issue fee (or reissue)																																																																																																																																																																																					
1502	470	2502	235	Design issue fee																																																																																																																																																																																					
1814	110	2814	55	Statutory Disclaimer																																																																																																																																																																																					
1460	130	1460	130	Petitions to the Commissioner																																																																																																																																																																																					
1807	50	1807	50	Petitions related to provisional applications																																																																																																																																																																																					
1806	180	1806	180	Submission of Information Disclosure Stmt																																																																																																																																																																																					
8021	40	8021	40	Recording each patent assignment per property (times number of property)																																																																																																																																																																																					
1809	750	2809	375	Filing a submission after final rejection (37 C.F.R. § 1.129(a))																																																																																																																																																																																					
1801	750	2801	375	Request for Continued Examination																																																																																																																																																																																					
Other Fee (specify) _____																																																																																																																																																																																									
SUBTOTAL (1)				\$		SUBTOTAL (3)		\$ 410.00																																																																																																																																																																																	
FEE CALCULATION (fees effective 10/01/00)																																																																																																																																																																																									
1. FILING FEE																																																																																																																																																																																									
Large Fee (\$)	Entity Fee (\$)	Small Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																					
1001	750	2001	375	Utility filing fee																																																																																																																																																																																					
1002	330	2002	165	Design filing fee																																																																																																																																																																																					
1003	520	2003	260	Plant filing fee																																																																																																																																																																																					
1004	750	2004	375	Reissue filing fee																																																																																																																																																																																					
1005	160	2005	80	Provisional filing fee																																																																																																																																																																																					
SUBTOTAL (1)				\$																																																																																																																																																																																					
2. CLAIMS																																																																																																																																																																																									
Total Claims	_____	- _____	* _____	x 18 =																																																																																																																																																																																					
Ind. Claims	_____	- _____	* _____	x 84 =																																																																																																																																																																																					
Multiple Dependent Claims add				280 =																																																																																																																																																																																					
* Enter Highest Number Previous Paid For																																																																																																																																																																																									
Large Fee (\$)	Entity Fee (\$)	Small Fee (\$)	Fee Description	Fee Paid																																																																																																																																																																																					
1202	18	2202	9	Claims in excess of 20																																																																																																																																																																																					
1201	84	2201	42	Independent claims in excess of 3																																																																																																																																																																																					
1203	280	2203	140	Multiple dependent claim																																																																																																																																																																																					
1204	84	2204	42	Reissue independent claims over original patent																																																																																																																																																																																					
1205	18	2205	9	Reissue claims in excess of 20 and over original patent																																																																																																																																																																																					
SUBTOTAL (2)				\$																																																																																																																																																																																					

SUBMITTED BY					
Typed or Printed Name	Michael W. Haas		Reg. Number	35,174	
Signature	<i>Michael W. Haas</i>	Date	April 18, 2003	Deposit Account Number	50-0558